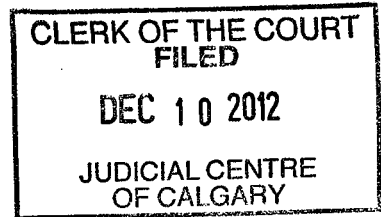


Form 23
[Rule 4.36(4)]



Clerk's stamp:

COURT FILE NUMBER: 1001-02443

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE CALGARY

PLAINTIFFS: PERERA DEVELOPMENT CORPORATION and PERERA SHAWNEE LTD., BY THEIR COURT APPOINTED RECEIVER AND MANAGER, DELOITTE & TOUCHE INC.

DEFENDANTS: McINTOSH LALANI ENGINEERING LTD., NAZIM LALANI, JOHN DOE I, JOHN DOE II PROFESSIONAL ENGINEERING CORPORATION, NORR ARCHITECTS PLANNERS, POON MCKENZIE ARCHITECTS (ALBERTA) INC., POON MCKENZIE HOLDINGS INC., BRUCE MCKENZIE AND ON TRACK EXCAVATING LTD.

DOCUMENT: PARTIAL DISCONTINUANCE OF CLAIM

ADDRESS FOR SERVICE AND CONTACT INFORMATION FOR PARTY FILING THIS DOCUMENT OSLER, HOSKIN & HARCOURT LLP
Barristers & Solicitors
Suite 2500, 450 – 1st Street SW
Calgary, AB T2P 5H1
Solicitor: A. Robert Anderson, Q.C./Michael Bokhaut
Telephone: (403) 260-7004/7023
Facsimile: (403) 260-7024
File Number: 1121689

The Plaintiffs, Perera Development Corporation and Perera Shawnee Ltd., by their Court appointed receiver and manager, Deloitte & Touche Inc., discontinues this action against the Defendants, NORR Architects Planners, Poon McKenzie Architects (Alberta) Inc., Poon McKenzie Holdings Inc., and Bruce McKenzie, without costs (the "Discontinuance").

This Discontinuance may be consented to in counterpart and by facsimile or other electronic means.

NOTE

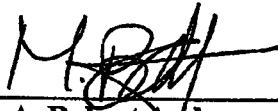
If you discontinue the action/part of the action, the other party is entitled to costs unless the other party consents to a discontinuance without costs (Rule 4.36(4)).

NOTE

The discontinuance of the action/part of the action may not be raised as a defence to any subsequent action for the same or substantially the same claim (Rule 4.36(5)).


CONSENTED TO December 4, 2012

OSLER, HOSKIN & HARCOURT LLP

For: 
A. Robert Anderson, Q.C.
Counsel for Deloitte & Touche Inc., in
its capacity as Court-appointed
receiver and manager of Perera
Development Corporation and Perera
Shawnee Ltd.

CONSENTED TO Dec 4, 2012

BRYAN & COMPANY

Per: 
Timothy C. Hagg, Q.C.
Counsel for the Defendants, NORR
Architects Planners, Poon McKenzie
Architects (Alberta) Inc., Poon
McKenzie Holdings Inc., and Bruce
McKenzie